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I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: \_\_\_\_\_

Nancy Foster

PATENT: Mail Stop AF

Customer No. 22,852

Attorney Docket No. 04121.0116-01000

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Holly HOGREFE et al.

Group Art Unit: 1652

Application No.: 08/957,709

Examiner: D. Ramirez

Filed: October 24, 1997

For: POLYMERASE ENHANCING  
FACTOR (PEF) EXTRACTS, PEF  
PROTEIN COMPLEXES,  
ISOLATED PEF PROTEIN, AND  
METHODS FOR PURIFYING  
AND IDENTIFYING THEM

Confirmation No.: 2438

**MAIL STOP AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31**

Sir:

Applicants appeal to the Board of Patent Appeals and Interferences from the Examiner's decision mailed August 9, 2005.

The item(s) checked below are appropriate:

1. ☐ A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. ☒ A Petition for extension of time to further extend the period for response to February 9, 2006 is enclosed together with a fee of \$1,020.00.
3. ☒ The Appeal Fee of \$500.00 (or \$250.00 if by small entity)

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500.00 DP

☒ is enclosed or ☐ is to be charged to Deposit Account No. 06-0916

4. ☒ A check for \$1,520.00 to cover the above fees is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 9, 2006

By: 

Michael R. Albrecht  
Reg. No. 54,956  
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Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
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